



607.06 Physical Force - Rules and Regulations

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607.06-1 Policy

- I. No Hendry County Sheriff's Office member shall apply physical force to the person of an inmate except, and only to the degree that is reasonably necessary in self-defense, to prevent escape, to prevent injury to person(s) or property, to quell a disturbance, or when an inmate exercises physical resistance to a lawful command, and only as a last resort and in accordance with appropriate statute authority. Physical force shall never be applied as punishment.
- II. Deputies shall document any use of force by completion of an Assailant Control Report to the Shift Supervisor. The Shift Supervisor shall conduct an investigation and approve or disapprove the force used. Such action will be fully documented with copies to the Jail Administrator, or designee. An Incident Report shall also be completed documenting the entire incident, and submitted to the Deputy's supervisor for review and submission through the chain of command to the Jail Administrator, or designee. All reports shall be completed prior to the conclusion of the tour of duty.
- III. If the staff member involved in the use of force is the Shift Supervisor it shall be sufficient for him/her to make a written and signed statement of the physical force used, document the surrounding circumstances, and forward reports Assailant Control Report and Incident Report) through the chain of command to the Jail Administrator, or designee.
- IV. No Supervisor or Deputy, or appointee shall knowingly permit any subordinate, inmate or other person to commit any act or engage in any conduct which would violate these rules and regulations.
- V. All persons injured in an incident shall receive an immediate, or as soon as possible, medical examination and treatment.

607.06-2 Use of Force Rules and Regulations

- I. The use of deadly force/firearms shall be directed by *HCSO S.O.P. 230.03*.
- II. Use of chemical agents shall be directed by **Section 607.08**.
- III. Physical force may be used only when the exercise of persuasion, advice and warning is found to be insufficient to maintain or restore order.
- IV. When an inmate refuses a lawful order, the use of physical force can be justified to the minimum degree necessary to secure observance of all Jail rules or to restore order.

- V. Guidelines to be used to properly identify escalation of the use of force and determine the appropriate force to be used to maintain control of inmates are provided by Corrections Division Policy and Procedure Manual, Section 607.18 “Non-Compliant Inmates.”

607.06-3 Reporting Use of Force

- I. Members involved in use of force shall prepare the Assailant Control Report form and process according to form instructions. This report shall be completed for all use of force incidents. (As noted in **Section 607.18**, the application of restraint devices without the use of force by the Deputy, will not require the completion of an Assailant Control Report, but shall require the completion of an Incident Report.)
- II. Health care staff will immediately, or as soon as possible, examines the staff member(s) and inmate(s) involved and document said observations on the Assailant Control Report.
- III. The Shift Supervisor will conduct an investigation, and report the results on the form and forward the form to the Jail Administrator, or designee for review.
- IV. An Incident Report detailing the circumstances surrounding the use of force shall be completed by staff members involved and will accompany the Assailant Control Report, and shall be completed prior to the conclusion of the tour of duty.
- V. Upon receipt of the report, the Jail Administrator will review the statements contained therein and process it in the following manner:
- VI. If the Jail Administrator or designee concurs, the Jail Administrator, or designee will sign said report.
- VII. If the Jail Administrator or designee does not concur, the Jail Administrator, or designee will indicate same on the form, and prepare a letter outlining the reasons for disapproval. This letter will be distributed with copies of the report.
- VIII. The Jail Administrator or designee may assign a staff member as an investigator to further evaluate the incident if deemed necessary.
- IX. In the event, the Jail Administrator, or designee determines that action should be taken as a result of the force used, the Sheriff will be advised, and an investigation by Professional Standards will be requested.
- X. All written reports involving the use of force, and reports of investigations of the use of force shall be retained in permanent files as documentary evidence and available to State inspections.
- XI. A copy of all Assailant Control Reports upon completion to the command level will be sent to Professional Standards

607.06-4 Physical Injuries in an Incident

- I. Staff members or inmates injured in an incident will be taken to the medical office for immediate medical examination and treatment, or health care staff shall be summoned to the injured as appropriate.
- II. If additional medical treatment is deemed necessary, the injured person will be transported to an appropriate medical facility as soon as possible by appropriate means.
- III. Medical treatment of injured inmates will be entered in the inmate's medical file and shall be recorded in the Assailant Control Report.
- IV. A Report of Work Related Injury form (Worker's Compensation) will be completed on all injured staff members.

REFERENCES

State/Federal Regulations:

Florida Model Jail Standards

FCAC:

N/A

PREA:

N/A

Forms:

Assailant Control Report

Incident Report

Report of Work Related Injury

Other Policy/ Procedure References:

600.00 Table of Content

607.08 Use of Oleoresin Capsicum

607.18 Non Compliant Inmates

HCSO Standard Operating Procedure Manual

HCSO Corrections Division Policy and Procedure Manual